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PART III.

Legislative Measures and Rules thereunder.

NOTIFICATION.

No. J. 473—*Legis.* 28-10-11, *dated* 14*th August* 1912.

The Government of His Highness the Maharaja of Mysore are pleased to issue the following rules in exercise of the powers conferred by Sections 2, 4, 9 and 10 (2) of the Mysore Poisons Regulation, 1910, for the purpose of regulating the possession for sale and the sale of white arsenic and certain other poisons in Mysore with effect from the 1st September 1912.

Rules.

1. For the purposes of these rules—
   (i) the expression "white arsenic" includes every substance in which there is free arsenious oxide; and
   (ii) the expressions "sell" and "sale" shall mean, respectively, "sell by retail" and "sale by retail."

2. The following shall be considered to be poisons for the purposes of Section 2 and sub-section (2) of Section 10 of the Mysore Poisons Regulation, 1910, *viz.*—

   Aconite, Nux Vomica, Perchloride of Mercury (corrosive sublimate), Cyanide of Potash, Stramonium (Dathura), and every preparation and admixture of these drugs, and Chloroform and its preparations used for the purpose of anæsthetising.

3. No person shall—
   (i) possess white arsenic for sale, or
   (ii) sell white arsenic or other poisons except under a license granted in this behalf by the District Magistrate.

4. The grant of a license to any applicant shall be at the discretion of the District Magistrate, whose decision shall be final. The license shall be granted for the year ending with the 30th June.

5. A fee of rupee one shall be charged for each license granted under Rule 4 and shall be paid before the grant of such license. The license shall be inscribed on a non-judicial impressed stamp paper of the appropriate value.

6. A license, unless previously withdrawn under Rule 7, shall terminate on the death of the license-holder.

7. The District Magistrate may, for any sufficient cause, revoke or cancel any license granted under Rule 4.

8. A license-holder shall effect every sale of white arsenic or other poison in person.

9. A license-holder shall not sell any white arsenic or other poison to any person—

(*a*) who is not personally known to him or identified to his satisfaction, or
(*b*) who appears to him to be under the age of 18 years, or
(*c*) who does not appear to him to be in full possession of his faculties, or
(*d*) who is a wandering mendicant.

10. A license-holder shall not sell white arsenic or other poison in any quantity exceeding one ounce at any one time to any one person.

11. (i) A license-holder shall maintain a register in which he shall enter all sales of white arsenic or other poison.

(ii) The following particulars shall be entered in respect of each sale, in the register maintained under sub-rule (i) *viz.*—

(*a*) serial No.,
(*b*) name of poison,
(*c*) quantity sold,
(*d*) date of sale,
(*e*) name of purchaser,
(*f*) address of purchaser,
(*g*) purpose for which white arsenic or other poison is stated to be required,
(*h*) signature of purchaser and his left thumb mark, and
(*i*) signature of vendor.

12. A license-holder shall maintain a stock register, which shall contain the following particulars, namely :—

(*a*) serial No.,
(*b*) date,
(*c*) quantity received,
(*d*) name and address of person from whom received,
(*e*) quantity sold,
(*f*) balance in stock, and
(*g*) remarks:

13. Any Magistrate, any Police Officer of or above the rank of Sub-Inspector, any Revenue Officer of or above the rank of Deputy Amildar, or any Medical officer of or above the rank of Sub-Assistant Surgeon, may at any time visit and inspect the premises of a license-holder where white arsenic or other poison is kept for sale and may inspect the stock found therein and the registers kept under Rules 11 and 12.

14. (1) White arsenic or other poison shall be kept in securely closed receptacles of glass, tin or earthenware.

(2) All such receptacles shall be kept in a separate locked almirah or box and shall be marked in paint with the name of the poison contained therein.

(3) Every almirah or box and each receptacle within such almirah or box, shall have the word "poison" in English and Kannada painted upon it in red letters.

15. When any white arsenic or other poison is sold, it shall be securely packed in a packet.

(2) Every packet sold shall be labelled by the vendor with a red label bearing the name of the poison in Kannada and the number and date of the entry in the register of sales.

16. A license-holder shall not sell powdered white arsenic to any person unless the same is, before the sale thereof, mixed with soot, indigo or Prussian blue in the proportion of half an ounce of soot, indigo, or Prussian blue at least to one pound of the white arsenic and so in proportion for any greater or less quantity.

Provided that, where such arsenic is stated by the purchaser to be required for some purpose for which such admixture would, according to the representation of the purchaser, render it unfit, the license-holder may sell such arsenic without such admixture, in a quantity of not less than ten pounds at any one time.

17. These rules shall be in force throughout Mysore in respect of white arsenic, and shall be applicable in respect of other poisons to such Municipalities in the State as may from time to time be notified by Government in the official Gazette.

18. Under sub-section (2) of Section 10 of the Mysore Poisons Regulation, 1910, the Government are further pleased to direct that the provisions of Rules 11 to 16 shall apply in the case of Medical or Veterinary practitioners or chemists or druggists vending poisonous drugs specified in Rule 2.

By Order,

K. R. SRINIVASIENGAR,
Officiating Secretary to Government, General and Revenue Departments.